

Minutes

Joint Legislative Program Evaluation Oversight Committee

February 11, 2019

Members Present

Senator Brent Jackson, Chair
Senator Don Davis
Senator Chuck Edwards
Senator Valeria Foushee
Senator Paul Newton
Senator Joyce Waddell
Senator Andy Wells

Representative Craig Horn, Chair
Representative Becky Carney
Representative Pat Hurley
Representative Marvin Lucas
Representative Jason Saine
Representative Rena Turner

Senator Brent Jackson, Chair, called the meeting to order.

Representative Lucas moved to approve the January 29, 2019 *Minutes*. Motion carried.

Bill for Recommendation: Erosion and Sedimentation Control Program

Chairman Jackson recognized Jeff Cherry, Staff Attorney, to explain the draft legislation, which would (i) direct the Department of Environmental Quality to review and make recommendations for improving reporting requirements for delegated local erosion and sedimentation control programs, (ii) provide for review of delegated local programs by the Sedimentation Control Commission at least every five years, (iii) direct the Department to collect and report data on its compliance with internal management targets for review and approval of erosion and sedimentation control plans, (iv) require the use of site-specific risk factors to prioritize monitoring and compliance activities, (v) coordinate site inspections in advance, (vi) increase erosion and sedimentation plan review fees, and (vi) direct the Department to establish information management policies and a performance management system for the erosion and sedimentation control program.

Senator Wells offered an amendment to the bill which would coordinate with the regulated community for the performance of site inspections and provide additional flexibility for performance of inspections.

Senator Newton moved to recommend the bill draft rolling in the proposed amendment, with authorization to staff to make any technical changes. Motion carried.

Chairman Jackson recognized Carol Shaw, Principal Program Evaluator, to present the report, **Changing How North Carolina Controls Liquor Sales Has Operational, Regulatory, and Financial Ramifications**. This study examined whether NC's alcohol beverage control system needs further modernization and whether other systems are appropriate. The report found that among southeastern states NC collects the most public revenue per gallon of liquor sold, has the lowest liquor outlet density, and has the second lowest adult per capita liquor consumption; regulatory and operational modifications would be necessary if NC decided to change how it controls liquor sales; changing NC's system for regulating liquor sales would have financial implications for state and local government revenues and opportunities exist to further modernize NC's alcohol beverage control system.

Chairman Jackson recognized Luke Gillenwater, Staff Attorney, to present the bill draft that implements PED's recommendations.

The Committee heard remarks from Renee Metz, Chief Counsel, NC Alcoholic Beverage Control Commission; Reverend Mark Creech representing the Christian Action League; Connie Wilson,

representing the Distilled Spirits Council of the United States; David Ferrell, Member, Nexsen Pruet Law Firm representing the NC Distillers Association; and Jon Carr, representing the NC Association of ABC Boards.

Senator Waddell moved to recommend the bill draft with authorization to staff to make any technical changes. Motion carried.

Chairman Jackson recognized Kiernan McGorty, Committee Counsel. She stated that the Program Evaluation Division and the Drafting Division have 7 bills that need sponsors and that members should return the sponsorship form to her if wanting to sponsor any of the bills.

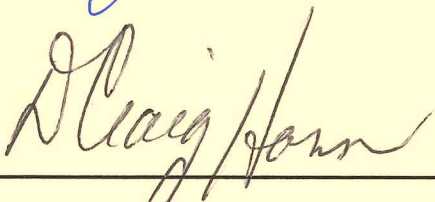
BILLS:

- Educator Preparation Program
- Inmate Healthcare – Management
- Inmate Healthcare – Management Appropriation
- Inmate Healthcare – Safekeepers
- Student with Disabilities
- Erosion and Sedimentation
- ABC Modernization

Chairman Jackson announced that the committee would meet again on March 11, 2019. With no further business, the committee adjourned.



Senate Chair, Senator Brent Jackson



House Chair, Representative Craig Horn